

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

United States District Court  
Southern District of Texas  
FILED

FEB 28 2008

Michael N. Milby, Clerk

Mendez  
Plaintiff,

vs.

Bed Bate & B-yeat  
Defendant.

§  
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§

Civil Action H-

4:07-CV-04326

Consent to Proceed Before a Magistrate Judge

Under 28 U.S.C. Sec. 636(c), the parties to this civil matter waive their right to proceed before a district judge and consent to have a United States Magistrate Judge conduct all further proceedings, including the trial and judgment.

[Signature]  
\_\_\_\_\_  
\_\_\_\_\_

[Signature]  
\_\_\_\_\_  
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Appeal shall be to the United States Court of Appeals for the Fifth Circuit under 28 U.S.C. Sec. 636(c)(3), unless all parties consent, by signing below, to appeal to a district judge under 28 U.S.C. Sec. 636(c)(4).

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[Note: File this with the Clerk  
only if it has been signed by all the parties.]

ORDER OF REFERENCE

It is ORDERED that this matter is assigned to United States Magistrate Judge Stephen Wm. Smith to conduct all further proceedings, including final judgment.

Date: Mar 4, 2008

[Signature]  
DAVID HITTNER  
UNITED STATES DISTRICT JUDGE